

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

DISPLAY TECHNOLOGIES, LLC,

Plaintiff,

v.

ROCHE DIABETES CARE, LTD.,

Defendant.

Case No. 2:23-cv-00585-JRG-RSP

PATENT CASE

JURY TRIAL DEMANDED

**NOTICE OF NON-OPPOSITION TO DEFENDANT
ROCHE DIABETES CARE LIMITED'S MOTION TO DISMISS**

Pursuant to Local Rule CV-7(e), Roche Diabetes Care Limited ("RDC Limited") submits this notice of non-opposition regarding its pending Motion to Dismiss, which was filed on May 8, 2024. *See* Dkt. No. 21. Plaintiff's response was due May 23, 2024, but no response was filed and no extension was requested. Plaintiff has also failed to serve its infringement contentions, which were due on May 15, 2024. *See* Dkt. No. 13. RDC Limited thus respectfully requests the Court deem its Motion unopposed and dismiss the case. *See* Local Rule CV-7(e) ("(e) Time to File Response. A party opposing a motion has fourteen days (twenty-one days for summary judgment motions) from the date the motion was served in which to file a response and any supporting documents, after which the court will consider the submitted motion for decision.").

Dated: May 28, 2024

Respectfully submitted,

By: /s/ Aaron P. Pirouznia

Terry J. Stalford

Texas Bar No. 24011686

stalford@fr.com

Aaron P. Pirouznia

Texas Bar No. 24098958

pirouznia@fr.com

Noel F. Chakkalakal

Texas Bar No. 24053676

chakkalakal@fr.com

Alexander H. Martin

Texas Bar No. 24091828

martin@fr.com

FISH & RICHARDSON P.C.

1717 Main Street, Suite 5000

Dallas, TX 75201

Telephone: (214) 747-5070

**COUNSEL FOR DEFENDANT
ROCHE DIABETES CARE, LIMITED**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on May 28, 2024, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system.

/s/ Aaron P. Pirouznia

Aaron P. Pirouznia